MST

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.749 OF 2007

Hari Babaji Teli Petitioner
versus
Anant Atmaram Korgaonkar Respondent

Mr.H.R.Pawar for petitioner.

CORAM : A.S.OKA, J.
DATE : 18th June 2007

PC :

1. Heard advocates appearing for the parties. Considering the peculiar facts of the case and considering the nature of the impugned order, it is obvious that the said order is capable of being challenged in an appeal which may be preferred by the petitioner against the final decree passed in the suit, if the said decree is adverse to the petitioner. The main suit is of the year 2001.

2. In view of the aforesaid position, the writ petition is not entertained and subject to what is stated above, the writ petition is rejected. All contentions of parties in the pending suit are expressly kept open.

(A.S.OKA, J.)